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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**
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10 UNITED STATES OF AMERICA,
11 Plaintiff,
12
13 v.
14 CHRISTIAN LEDFORD,
15 Defendant.

Case No. 2:15-cr-00299-KJD-NJK

ORDER

16 Presently before the Court is Defendant's Request for Early Termination of Supervised
17 Release (#18). Plaintiff filed a response (#18).

18 I. Background

19 On October 3, 2012, in the Southern District of California, Christian Ledford ("Defendant")
20 was sentenced to thirty months of custody and three years of supervised release for cocaine
21 importation and aiding and abetting. On August 8, 2014, Defendant began his term of supervised
22 release. On November 25, 2015, Defendant's supervision was transferred to this District.

23 On November 16, 2016, the Court revoked Defendant's supervision for violations related to a
24 positive marijuana drug test and other missed drug tests, and sentenced him to one day of custody
25 and twenty-four months of supervision. Defendant has been serving his second, extended term of
26 supervised release since then. He has been compliant with the terms of his supervision, and has

1 found employment as a truck driver transporting vehicles. His employment requires him to drive to
2 different states. On August 17, 2017, Defendant filed the present request.

3 II. Legal Standard

4 A district court enjoys “broad discretion” when, after it takes into account the statutorily
5 required factors, it discharges a defendant’s supervised release. *United States v. Jeanes*, 150 F.3d
6 483, 484 (5th Cir. 1998). The defendant, however, bears the burden of demonstrating that early
7 termination of his supervised release is justified. See *United States v. Weber*, 451 F.3d 552, 559 n. 9
8 (9th Cir. 2006). Title 18 U.S.C. § 3583(e) states:

9 (e) **Modification of conditions or revocation.** The court may, after
10 considering the factors set forth in section 3553(a)(1), (a)(2)(B),
(a)(2)(C), (a)(2)(D), (a)(4), (a)(5), (a)(6), and (a)(7)

11 (1) terminate a term of supervised release and discharge the defendant
12 released at any time after the expiration of one year of supervised release,
13 pursuant to the provisions of the Federal Rules of Criminal Procedure
14 relating to the modification of probation, if it is satisfied that such action
is warranted by the conduct of the defendant released and the interests of
justice[.]

15 The Court has considered the following factors under 18 U.S.C. §§ 3553(a): (1) the nature
16 and circumstances of the offense and the history and characteristics of the defendant; (2) deterrence;
17 (3) protection of the public; (4) the need to provide the defendant with educational, vocational
18 training, medical care or other rehabilitation; (5) the sentence and sentencing range established for
19 the category of defendant; (6) any pertinent policy statement by the Sentencing Commission; (7) the
20 need to avoid unwarranted sentence disparities among defendants with similar records who have
21 been found guilty of similar conduct; and (8) the need to provide restitution to any victims of the
22 offense. See 18 U.S.C. §§ 3553(a)(1), (a)(2)(B), (a)(2)(C), (a)(2)(D), (a)(4), (a)(5), (a)(6), and (a)(7).

23 III. Analysis

24 Defendant has met his burden of demonstrating that early termination of supervised release is
25 justified. Defendant has successfully integrated into the community, committed no criminal conduct
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1 during his current term of supervision, and he does not appear to be a risk of danger to the
2 community. Defendant's employment requires him to travel, and the conditions of his supervised
3 release are inhibiting his ability to fully perform his job duties. In accordance with Title 18 U.S.C.
4 § 3583(e)(1), more than one year has passed since Defendant's original term of supervised release
5 began, and no statutory factor weighs against granting Defendant's requested relief.

6 The Court also takes into consideration that Defendant's Probation Officer, Tawni Salem,
7 does not oppose early termination of Defendant's supervised release, and that Plaintiff, in its
8 response, stated it does not object to Defendant's request. Therefore, having considered the statutory
9 factors, the Court finds that in the interest of justice and being warranted by the conduct of
10 Defendant, his term of supervised release shall be terminated immediately.

11 IV. Conclusion

12 Accordingly, IT IS HEREBY ORDERED that Defendant's Request for Early Termination of
13 Supervised Release (#18) is **GRANTED**.

14 DATED this 5th day of September, 2017.



15
16 Kent J. Dawson
United States District Judge